

E-FILED 8/25/08

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DONG AH TIRE & RUBBER CO., LTD.,

NO. C 06-3359 JF (RS)

Plaintiff,

**ORDER DENYING MOTION TO
MAINTAIN DOCUMENTS
UNDER SEAL**

v.

GLASFORMS, INC.,

Defendant/Third-Party Plaintiff,

v.

CTG INTERNATIONAL
(NORTH AMERICA) INC., et al.,

Third-Party Defendants.

The parties have filed numerous administrative motions to file documents under seal. At the oral argument on August 13, 2008, the parties were instructed that all documents filed under seal pursuant to Civil Local Rule 79-5 would be unsealed within ten days unless specifically requested to remain under seal. On August 22, 2008, Taishan filed such a motion, and requests that the following documents remain under seal: (1) its document destruction policy; (2) Glasforms' motion to compel; (3) Glasforms' motion for sanctions; and (4) a letter attached as Ex. Q to the Christopher declaration.

Under Rule 79-5(a), the party seeking to maintain documents under seal must establish "that the document, or portions thereof, is privileged or protectable as a trade secret or otherwise entitled to protection under the law." This Taishan has completely failed to do in the entirely conclusory

1 motion and declaration it has filed. Accordingly, the motion is denied and all documents designated
2 in Taishan's motion shall be maintained unsealed in the public files of this Court. The administrative
3 motions seeking to file documents under seal are also denied.

4 IT IS SO ORDERED.

5
6 Dated: 8/25/08


RICHARD SEEBORG
United States Magistrate Judge

THIS IS TO CERTIFY THAT NOTICE OF THIS ORDER HAS BEEN GIVEN TO:

April E. Sellers april.sellers@bakerd.com

David K. Herzog david.herzog@bakerd.com

Eugene Ashley eashley@hopkinscarley.com, ihernandez@hopkinscarely.com,
ihernandez@hopkinscarley.com, jdooley@hopkinscarley.com

Jennifer M. Phelps jennifer.phelps@bakerd.com, debora.schmid@bakerd.com

Lisa J. Cummins lcummins@campbellwarburton.com

Noelle Dunn gcordova@hopkinscarley.com, ndunn@hopkinscarley.com

Robert A. Christopher rchristopher@hopkinscarley.com, ihernandez@hopkinscarley.com

Sophie N. Froelich sfroelich@nossaman.com, ntorpey@nossaman.com

Tod C. Gurney tgurney@hopkinscarley.com

Counsel are responsible for distributing copies of this document to co-counsel who have not registered for e-filing under the Court's CM/ECF program.

Dated: 8/25/08

Richard W. Wieking, Clerk

By: _____ Chambers